

THIS IS THE BEGINNING OF MUR # 3169

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2016 DEC -6 PM 4:46

December 6, 2016

MEMORANDUM

SENSITIVE

TO: The Commission

THROUGH: Alec Palmer *SWH/fn*
Staff Director

FROM: Patricia C. Orrock *PCO*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: *KDR* Kristin D. Roser/Ben Holly *B.H.*
Reports Analysis Division
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2016 October Quarterly Report (Non-Election Sensitive) for the Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2016 October Quarterly Report (Non-Election Sensitive) in accordance with 52 U.S.C. § 30104(a). The October Quarterly Report was due on October 15, 2016.

The committees listed in the attached RTB Circulation Report either failed to file the report or filed the report : no more than thirty (30) days after the due date (considered a late filed report). In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

Recommendation

1. Find reason to believe that the political committees and their treasurers, in their official capacity, listed on the RTB Circulation Report violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

Federal Election Commission
Reason to Believe Circulation Report
2016 OCTOBER QUARTERLY Not Election Sensitive 10/15/2016 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
3164	C00554253	CLAITOR FOR CONGRESS	DANIEL A. CLAITOR	CHELSEA BONNECAZE	\$120,518	5		Not Filed	\$120,518 (est)	\$13,839
3165	C00613786	COWAN FOR CONGRESS, INC.	DANIEL COWAN	LEIGH ANN GILLIS	\$684,828	0		Not Filed	\$342,414 (est)	\$10,935
3166	C00612929	ERIN FOR US	ERIN AZARIA SCHRODE	JASON TERAMOTO	\$117,363	0		Not Filed	\$39,121 (est)	\$1,157
3167	C00606970	EUGENE FOR CONGRESS	EUGENE YU	ERIC YU	\$110,841	0		Not Filed	\$36,947 (est)	\$1,157
3168	C00254441	FATTAH FOR CONGRESS	CHAKA FATTAH	ROGER J. JACKSON, JR.	\$450,822	0		Not Filed	\$75,137 (est)	\$4,784
3169	C00593103	FRAZIER FOR COLORADO, INC.	RYAN LAVAR FRAZIER	TRAVIS MARTINEZ	\$837,702	0		Not Filed	\$209,426 (est)	\$8,885
3170	C00272732	FRIENDS OF CORRINE BROWN	CORRINE BROWN	GLORIA SIMMONS	\$1,113,322	0	10/26/2016	11	\$162,191	\$3,349
3172	C00550004	FRIENDS OF WARREN CHRISTOPHER	WARREN CHRISTOPHER	LETICIA CARROLL SMITH	\$370,756	0		Not Filed	\$61,793 (est)	\$3,691
3173	C00594150	JAMES MALONEY FOR CONGRESS	JAMES MALONEY	ILDI ERVIN	\$118,506	0		Not Filed	\$39,502 (est)	\$1,157
3174	C00600858	MARIA FOR AMERICA 2016	MARIA L. ESPINOZA	TIMOTHY J. LYNG	\$175,587	1		Not Filed	\$43,897 (est)	\$1,446
3175	C00603282	MIRZA FOR CONGRESS	ALI A. MIRZA	TARA MARIE BARBERA	\$113,205	0		Not Filed	\$37,735 (est)	\$1,157
3176	C00302422	RANGEL FOR CONGRESS	CHARLES B. RANGEL	DAVID A. PATERSON	\$301,124	0		Not Filed	\$50,187 (est)	\$3,691
3177	C00577882	VOGT FOR MARYLAND	DAVID E. VOGT-III	DAVID VOGT	\$130,941	1		Not Filed	\$26,188 (est)	\$1,446
3178	C00612457	VOTE JERRY NATIVIDAD FOR US SENATE	JERRY NATIVIDAD	VERA ORTEGON	\$333,527	0	10/25/2016	10	\$15,019	\$197
3179	C00608083	WILDER FOR SENATE	SELLUS WILDER	LAVON RACHELLE CHATTIN	\$128,145	0		Not Filed	\$42,715 (est)	\$1,157

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Reason To Believe Recommendation –
2016 October Quarterly Report (Non-
Election Sensitive) for the Administrative
Fine Program:

CLAITOR FOR CONGRESS, and) AF# 3164
CHELSEA BONNECAZE as treasurer;)
COWAN FOR CONGRESS, INC., and) AF# 3165
GILLIS, LEIGH ANN as treasurer;)
ERIN FOR US, and TERAMOTO, JASON) AF# 3166
as treasurer;)
EUGENE FOR CONGRESS, and YU,) AF# 3167
ERIC MR. as treasurer;)
FATTAH FOR CONGRESS, and) AF# 3168
JACKSON, ROGER J MR JR as treasurer;)
FRAZIER FOR COLORADO INC, and) AF# 3169
TRAVIS MARTINEZ as treasurer;)
FRIENDS OF CORRINE BROWN, and) AF# 3170
SIMMONS, GLORIA as treasurer;)

FRIENDS OF WARREN CHRISTOPHER,) AF# 3172
and SMITH, LETICIA CARROLL ESQ as)
treasurer;)
JAMES MALONEY FOR CONGRESS,) AF# 3173
and ERVIN, ILDI as treasurer;)
MARIA FOR AMERICA 2016, and) AF# 3174
TIMOTHY J LYNG as treasurer;)
MIRZA FOR CONGRESS, and) AF# 3175
BARBERA, TARA MARIE as treasurer;)
RANGEL FOR CONGRESS, and) AF# 3176
PATERSON, DAVID A as treasurer;)
VOGT FOR MARYLAND, and VOGT,) AF# 3177
DAVID as treasurer;)
VOTE JERRY NATIVIDAD FOR US) AF# 3178
SENATE, and VERA ORTEGON as)
treasurer;)
WILDER FOR SENATE, and LAVON) AF# 3179
RACHELLE CHATTIN as treasurer;)

CERTIFICATION

I, Dayna C. Brown, Acting Secretary and Clerk of the Federal Election Commission, do hereby certify that on December 09, 2016 the Commission took the following actions on the Reason To Believe Recommendation – 2016 October Quarterly Report (Non-Election Sensitive) for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated December 06, 2016, on the following committees:

AF#3164 Decided by a vote of 6-0 to: (1) find reason to believe that CLAITOR FOR CONGRESS, and CHELSEA BONNECAZE in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3165 Decided by a vote of 6-0 to: (1) find reason to believe that COWAN FOR CONGRESS, INC., and GILLIS, LEIGH ANN in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3166 Decided by a vote of 6-0 to: (1) find reason to believe that ERIN FOR US, and TERAMOTO, JASON in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3167 Decided by a vote of 6-0 to: (1) find reason to believe that EUGENE FOR CONGRESS, and YU, ERIC MR. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3168 Decided by a vote of 6-0 to: (1) find reason to believe that FATTAH FOR CONGRESS, and JACKSON, ROGER J MR JR in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3169 Decided by a vote of 6-0 to: (1) find reason to believe that FRAZIER FOR COLORADO INC, and TRAVIS MARTINEZ in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3170 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF CORRINE BROWN, and SIMMONS, GLORIA in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3172 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF WARREN CHRISTOPHER, and SMITH, LETICIA CARROLL ESQ in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3173 Decided by a vote of 6-0 to: (1) find reason to believe that JAMES MALONEY FOR CONGRESS, and ERVIN, ILDI in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3174 Decided by a vote of 6-0 to: (1) find reason to believe that MARIA FOR AMERICA 2016, and TIMOTHY J LYNG in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3175 Decided by a vote of 6-0 to: (1) find reason to believe that MIRZA FOR CONGRESS, and BARBERA, TARA MARIE in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3176 Decided by a vote of 6-0 to: (1) find reason to believe that RANGEL FOR CONGRESS, and PATERSON, DAVID A in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

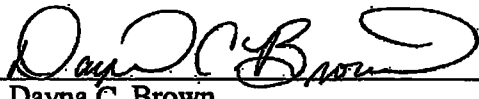
AF#3177 Decided by a vote of 6-0 to: (1) find reason to believe that VOGT FOR MARYLAND, and VOGT, DAVID his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3178 Decided by a vote of 6-0 to: (1) find reason to believe that VOTE JERRY NATIVIDAD FOR US SENATE, and VERA ORTEGON in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3179 Decided by a vote of 6-0 to: (1) find reason to believe that WILDER FOR SENATE, and LAVON RACHELLE CHATTIN in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

December 9, 2016
Date


Dayna C. Brown
Acting Secretary and Clerk of the
Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 9, 2016

Travis Martinez, in official capacity as Treasurer
Frazier for Colorado Inc.
1550 Larimer Street Suite 229
Denver, CO 80202

C00593103
AF#: 3169

Dear Mr. Martinez:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an October Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period July 1, 2016 through September 30, 2016, shall be filed no later than October 15, 2016. 52 U.S.C. § 30104(a). Because records at the Federal Election Commission ("FEC") indicate that this report was not filed within thirty (30) days of the due date, the report is considered not filed for the purpose of calculating the civil money penalty. You should file this report if you have not already done so.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109(a)(4). On December 9, 2016, the FEC found that there is reason to believe ("RTB") that Frazier for Colorado Inc. and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file timely this report on or before October 15, 2016. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$8,885. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. Your payment of \$8,885 is due within forty (40) days of the finding, or by January 18, 2017, and is based on these factors:

Sensitivity of Report: Not Election Sensitive
Level of Activity: \$209,426
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

- 1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty**
If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response to the FEC's Office of Administrative Review, 999 E Street,

NW, Washington, DC 20463. Your response must include the AF# (found at the top of page 1 under your committee's identification number) and be received within forty (40) days of the Commission's RTB finding, or January 18, 2017. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. District Court under 52 U.S.C. § 30109. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Frazier for Colorado Inc. and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, follow the payment instructions on page 4 of this letter. Upon receipt of your payment, the FEC will send you a final determination letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the calculated civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assesses upon making a final determination.

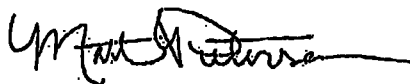
5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including making a payment in an amount less than the calculated civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 52 U.S.C. § 30109(a)(2). Unless you notify the FEC in writing that you wish the matter to be made public, it will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and 30109(a)(12)(A) until it is placed on the public record at the conclusion of this matter in accordance with 11 CFR § 111.42.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Aimee Wechsler in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Matthew S. Petersen
Chair

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$8,885 for the 2016 October Quarterly Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order, made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Frazier for Colorado Inc.

FEC ID#: C00593103

AF#: 3169

PAYMENT DUE DATE: January 18, 2017

PAYMENT AMOUNT DUE: \$8,885



January 13, 2017

Federal Election Commission
Office of Administrative Review
999 E Street, NW
Washington, DC, 20463

Re: Frazier for Colorado, Inc. | C00593103 | AF# 3169

To whom it may concern,

Please accept this written response to RTB finding dated December 9, 2016.

Our committee is challenging the findings and/or the calculated civil money penalty as the basis for the penalty is inaccurate. The level of activity by the committee was in fact far below the \$209,426 stated in your letter.

The committee has taken the needed steps to amendment reports and filed all required reports and is in compliance with FEC rules.

As the committee, has only \$130 on hand and have has filed the required reports, we respectfully request that the FEC provide relief and accept this response and eliminate any penalty or judgement against the committee.

Very Respectfully,

A handwritten signature in black ink, appearing to read "Travis Martinez", with a long horizontal flourish extending to the right.

Travis Martinez
Treasurer, Frazier for Colorado, Inc.

Authorized by Frazier for Colorado, Inc.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 23, 2017

**REVIEWING OFFICER RECOMMENDATION
OFFICE OF ADMINISTRATIVE REVIEW ("OAR")**

AF# 3169 – Frazier for Colorado Inc. and Travis Martinez, in his official capacity as Treasurer (C00593103)

Summary of Recommendation

Make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$321 civil money penalty.

Reason-to-Believe Background

The 2016 October Quarterly Report was due on October 15, 2016. The respondents filed the report on December 27, 2016, 73 days late. The report is not election sensitive and was not filed within 30 days of the due date; therefore, the report is considered not filed. 11 C.F.R. §§ 111.43(d)(1) and (e)(1).

On December 9, 2016, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2016 October Quarterly Report and made a preliminary determination that the civil money penalty was \$8,885 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter was mailed to the respondents' address of record from the Reports Analysis Division ("RAD") on December 9, 2016 to notify them of the Commission's RTB finding and civil money penalty.

Legal Requirements

The Federal Election Campaign Act ("Act") states that the treasurer of a principal campaign committee shall file a report for the quarter ending September 30 no later than October 15. 52 U.S.C. § 30104(a) and 11 C.F.R. § 104.5(a)(1)(i). All reports required to be filed by the principal campaign committee of a candidate for the office of U.S. Senator shall be filed with the Secretary of the Senate. 52 U.S.C. § 30102(g) and 11 C.F.R. § 105.2. Reports sent by first class mail must be received by the close of business on the filing date to be timely filed. If the report is sent by registered or certified mail, by Express or Priority Mail with delivery confirmation or by overnight delivery service with an online tracking system, and scheduled for next business day delivery, it must be postmarked, or deposited with the mailing service, no later than the filing date to be timely filed. 52 U.S.C. § 30104(a)(5), and 11 C.F.R. §§ 100.19 and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

Summary of Respondents' Challenge

On January 23, 2017, the Commission received the written response ("challenge") from the Treasurer. The Treasurer states that the penalty was incorrectly calculated based on a level of activity of \$209,426. He explains that the actual level of activity disclosed on the recently filed 2016 October Quarterly Report was far below that amount. The Treasurer states that the Committee has only \$130 in cash on hand and requests that the Commission waive the penalty.

Analysis

At the time of the RTB finding, the Commission used an estimated level of activity (\$209,426) to calculate the penalty because the 2016 October Quarterly Report had not yet been filed. 11 C.F.R § 111.43(d)(2)(i). The Committee filed the report on December 27, 2016, 73 days late. The report discloses \$740 in total receipts and \$1,239 in total disbursements. Therefore, the actual level of activity of the 2016 October Quarterly Report is \$1,979. Using the schedule of penalties at 11 C.F.R § 111.43(a) for the level of activity bracket of \$1 - \$4,999.99, the civil money penalty is $\$321 \times [1 + (.25 \times 0 \text{ previous violations})]$ or \$321.

The Reviewing Officer recognizes the Committee's funds are limited. However, a committee's amount of cash on hand is not considered. Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$321 civil money penalty, reduced from the RTB civil money penalty of \$8,885.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 3169 involving Frazier for Colorado Inc. and Travis Martinez, in his official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 3169 that Frazier for Colorado Inc. and Travis Martinez, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$321 civil money penalty (reduced from the RTB civil money penalty of \$8,885); and
3. Send the appropriate letter.

Attachments

Attachment 1 –
Attachment 2 – Declaration from RAD
Attachment 3 – Declaration from OAR

DECLARATION OF KRISTIN D. ROSER

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a letter they receive or any questions relating to the FECFile software or administrative fine regulations, including due dates of reports and filing requirements.
3. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Frazier for Colorado, Inc.:
 - A) Non-Filer Letter, dated November 1, 2016, referencing the 2016 October Quarterly Report (sent via electronic mail to: info@frazierforcolorado.com);
 - B) Reason-to-Believe Letter, dated December 9, 2016, referencing the 2016 October Quarterly Report (sent via overnight mail to the address of record).
4. I hereby certify that I have searched the Commission's public records and find that Frazier for Colorado, Inc. filed the 2016 October Quarterly Report with the Commission on December 27, 2016.
5. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 2nd day of February, 2017.

Ben Holly for KDR

Kristin D. Roser
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

November 1, 2016

TRAVIS MARTINEZ, TREASURER
FRAZIER FOR COLORADO INC
1550 LARIMER ST STE 229
DENVER, CO 80202

IDENTIFICATION NUMBER: C00593103

REFERENCE: OCTOBER QUARTERLY REPORT (07/01/2016 - 09/30/2016)

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and disbursements or failed to file a report covering the entire reporting period as required by the Federal Election Campaign Act, as amended. 52 U.S.C. §30104(a)

It is important that you file this report immediately. The report must be filed with the Federal Election Commission, 999 E Street, N.W., Washington, DC 20463 for House candidates, or the Secretary of the Senate, 232 Hart Senate Office Building, Washington, DC 20510 (if sent via overnight delivery service) or Senate Office of Public Records, P.O. Box 77578, Washington, DC 20013-7578 (if sent via USPS) for Senate Candidates. Please note that electronic filers must submit their reports electronically, as per 11 CFR §104.18. A copy of the report must also be filed with the Secretary of State or equivalent State officer unless the State is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at www.fec.gov.

The failure to timely file a complete report may result in civil money penalties, an audit or legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report. Due to heightened security screening measures, delivery of mail by the US Postal Service may be delayed. The Commission recommends that you submit your report via overnight delivery or courier service.

FRAZIER FOR COLORADO INC

Page 2 of 2

If you have any questions regarding this matter, please contact David Garr at our toll-free number (800)424-9530. The analyst's direct number is (202)694-1137.

Sincerely,

Debbie Chacona

Deborah Chacona
Assistant Staff Director
Reports Analysis Division

250

201611010300067524

DECLARATION OF RHIANNON MAGRUDER

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) A principal campaign committee shall file a report for the quarter ending September 30 no later than October 15. All reports required to be filed by the principal campaign committee of a candidate for the office of U.S. Senator shall be filed with the Secretary of the Senate. Reports sent by first class mail must be received by the close of business on the filing date to be timely filed. If the report is sent by registered or certified mail, by Express or Priority Mail with delivery confirmation or by overnight delivery service with an online tracking system, and scheduled for next business day delivery, it must be postmarked, or deposited with the mailing service, no later than October 15, 2016 for the 2016 October Quarterly Report to be timely filed.
- 3) I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
 - a) Cover page, Summary and Detailed Summary Pages, and envelope replacement page of the 2016 October Quarterly Report filed by Frazier for Colorado Inc. and Travis Martinez, in his official capacity as Treasurer. The report includes the coverage period of July 1, 2016 through September 30, 2016 and was filed on December 27, 2016.
- 4) Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington, D.C. on the 23rd day of March, 2017.

Rhiannon Magruder

Rhiannon Magruder

Reviewing Officer

Office of Administrative Review

Federal Election Commission

RECEIVED
SECRETARY OF THE SENATE
PUBLIC RECORDS

17 JAN -4 AM 9:56
Office Use Only

FEC
FORM 3

**REPORT OF RECEIPTS
AND DISBURSEMENTS**
For An Authorized Committee

1. NAME OF COMMITTEE (in full) TYPE OR PRINT ▼ Example: If typing, type over the lines. 12FE4M5

FRAZIER FOR COLORADO INC

ADDRESS (number and street)

1550 LARIMER ST STE 229

Check if different
than previously
reported. (ACC)

DENVER

CO

80202

CITY ▲

STATE ▲

ZIP CODE ▲

2. FEC IDENTIFICATION NUMBER ▼

C C00593103

3. IS THIS
REPORT

x NEW
(N) OR

AMENDED
(A)

STATE ▼ DISTRICT

CO

00

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

April 15 Quarterly Report (Q1)

July 15 Quarterly Report (Q2)

x October 15 Quarterly Report (Q3)

January 31 Year-End Report (YE)

Termination Report (TER)

(b) 12-Day PRE-Election Report for the:

Primary (12P)

General (12G)

Runoff (12R)

Convention (12C)

Special (12S)

Election on

11 / 11 / 2016

In the
State of

(c) 30-Day POST-Election Report for the:

General (30G)

Runoff (30R)

Special (30S)

Election on

11 / 11 / 2016

In the
State of

5. Covering Period 07 / 01 / 2016 through 09 / 30 / 2016

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Martinez, Travis, Mr.,

Type or Print Name of Treasurer

Signature of Treasurer

Martinez, Travis, Mr.,

Date

12 / 22 / 2016

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 52 U.S.C. §30109.

Office
Use
Only

FEC FORM 3
(Revised 05/2016)

1-800-424-9541

20170104020000322

SUMMARY PAGE

of Receipts and Disbursements

Write or Type Committee Name

FRAZIER FOR COLORADO INC

Report Covering the Period:

From:

MM / DD / YYYY
07 / 01 / 2016

To:

MM / DD / YYYY
09 / 30 / 2016

	COLUMN A This Period	COLUMN B Election Cycle-to-Date
6. Net Contributions (other than loans)		
(a) Total Contributions (other than loans) (from Line 11(e))...	740.00	213449.06
(b) Total Contribution Refunds (from Line 20(d))..	0.00	0.00
(c) Net Contributions (other than loans) (subtract Line 6(b) from Line 6(a))...	740.00	213449.06
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17) ..	1239.30	420862.01
(b) Total Offsets to Operating Expenditures (from Line 14)...	0.00	0.00
(c) Net Operating Expenditures (subtract Line 7(b) from Line 7(a))...	1239.30	420862.01
8. Cash on Hand at Close of Reporting Period (from Line 27)...	131.94	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)...	0.00	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D) ..	153440.00	

For further information contact:

Federal Election Commission
999 E Street, NW
Washington, DC 20463

Toll Free 800-424-9530
Local 202-694-1100

20170104020000323

DETAILED SUMMARY PAGE
of Receipts

FEC Form 3 (Revised 05/2016)

PAGE 3 / 15

Write or Type Committee Name

FRAZIER FOR COLORADO INC

Report Covering the Period:

From:

MM / DD / YYYY
07 / 01 / 2016

To:

MM / DD / YYYY
09 / 30 / 2016

I. RECEIPTS

COLUMN A
Total This Period

COLUMN B
Election Cycle-to-Date

11. CONTRIBUTIONS (other than loans) FROM:

(a) Individuals/Persons Other Than
Political Committees

(i) Itemized (use Schedule A)...

(ii) Unitemized

(iii) TOTAL of contributions
from individuals .

(b) Political Party Committees...

(c) Other Political Committees
(such as PACs) ..

(d) The Candidate

(e) TOTAL CONTRIBUTIONS

(other than loans)

(add Lines 11(a)(iii), (b), (c), and (d))..

**12. TRANSFERS FROM OTHER
AUTHORIZED COMMITTEES ..**

13. LOANS:

(a) Made or Guaranteed by the
Candidate...

(b) All Other Loans.....

(c) TOTAL LOANS

(add Lines 13(a) and (b))...

**14. OFFSETS TO OPERATING
EXPENDITURES**
(Refunds, Rebates, etc.)..

15. OTHER RECEIPTS
(Dividends, Interest, etc.).....

16. TOTAL RECEIPTS (add Lines
11(e), 12, 13(c), 14, and 15)
(Carry Total to Line 24, page 4)...

740.00

0.00

740.00

0.00

0.00

0.00

740.00

0.00

0.00

0.00

0.00

0.00

0.00

740.00

188880.28

18996.78

207677.08

0.00

5000.00

772.00

213449.08

0.00

153440.00

0.00

153440.00

0.00

0.00

366889.08

20170104020000324

ORIGINAL

PAGE 4 / 15

COLUMN B
Election Cycle-to-Date

420882.01

0.00

0.00

0.00

0.00

0.00

0.00

0.00

0.00

0.00

420882.01

631.24

740.00

1371.24

1239.30

131.94

JULIE E. ADAMS
SECRETARY

DANA L. MACCALLUM
SUPERINTENDENT

HART SENATE OFFICE BUILDING
SUITE 232

WASHINGTON, DC 20510-7116

PHONE (202) 224-0322

United States Senate

OFFICE OF THE SECRETARY

OFFICE OF PUBLIC RECORDS

THE PRECEDING DOCUMENT WAS:

HAND DELIVERED _____
Date of Receipt

USPS FIRST CLASS MAIL _____
Date of Receipt

USPS REGISTERED/CERTIFIED _____
Postmark

USPS PRIORITY MAIL **12/27/17**
Postmark

DELIVERY CONFIRMATION OR SIGNATURE CONFIRMATION LABEL ☒

USPS EXPRESS MAIL _____
Postmark

OVERNIGHT DELIVERY SERVICE:

SHIPPING DATE NEXT BUSINESS DAY DELIVERY

FEDERAL EXPRESS _____ ☐

UPS _____ ☐

DHL _____ ☐

AIRBORNE EXPRESS _____ ☐

RECEIVED FROM FEDERAL ELECTION COMMISSION _____
Date of Receipt

POSTMARK ILLEGIBLE ☐

NO POSTMARK ☐

FAX _____
Date of Receipt

OTHER _____
Date of Receipt or Postmark

PREPARER **HB** DATE PREPARED **1/4/17**

4/04/16

1-800-435-7600

20170104020000338



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 23, 2017

Travis Martinez
Frazier for Colorado Inc.
1550 Larimer St., Suite 229
Denver, CO 80202

C00593103
AF#: 3169

Dear Mr. Martinez:

On December 9, 2016, the Federal Election Commission ("Commission") found reason to believe ("RTB") that Frazier for Colorado Inc. and you, in your official capacity as Treasurer ("respondents"), violated 52 U.S.C. § 30104(a) for failing to timely file the 2016 October Quarterly Report. The Commission also made a preliminary determination that the civil money penalty was \$8,885 based on the schedule of penalties at 11 C.F.R. § 111.43.

After reviewing your written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination. A copy of the Reviewing Officer's recommendation is attached.

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. Your written response should be sent to the Commission Secretary, 999 E Street, NW, Washington, DC 20463 or via facsimile (202-208-3333). Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

Please contact me at the toll free number 800-424-9530 (press 0, then press 1660) or 202-694-1660 if you have any questions.

Sincerely,

Rhiannon Magruder

Rhiannon Magruder
Reviewing Officer
Office of Administrative Review

17000271MM206



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2017 APR 26 AM 9:28

April 26, 2017

SENSITIVE

MEMORANDUM

To: The Commission

Through: Alec Palmer *EWP*
Staff Director

From: Patricia C. Orrock *PCO*
Chief Compliance Officer

Rhiannon Magruder *RM*
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 3169 – Frazier for Colorado Inc.
and Travis Martinez, in his official capacity as Treasurer (C00593103)

On December 9, 2016, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2016 October Quarterly Report and made a preliminary determination that the civil money penalty was \$8,885 based on the schedule of penalties at 11 C.F.R. § 111.43.

On January 23, 2017, the Commission received their written response ("challenge"). After reviewing the challenge, the Reviewing Officer Recommendation ("ROR") dated March 23, 2017 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. The Reviewing Officer recommended that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$321 civil money penalty, reduced from the RTB civil money penalty of \$8,885.

Within 10 days of transmittal of the recommendation, they may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the ROR. 11 C.F.R. § 111.36(f). On April 25, 2017, the respondents indicated they intend to pay the recommended civil money penalty of \$321.

REPORT

1. Adopt the Reviewing Officer recommendation for AF# 3169 involving Frazier for Colorado Inc. and Travis Martinez, in his official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 3169 that Frazier for Colorado Inc. and Travis Martinez, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$321 civil money penalty (reduced from the RTB civil money penalty of \$8,885); and
3. Send the appropriate letter.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AF 3169
Final Determination Recommendation:)
Frazier for Colorado Inc. and Travis)
Martinez, in his official capacity as)
Treasurer (C00593103))

CERTIFICATION

I, Dayna C. Brown, Secretary and Clerk of the Federal Election
Commission, do hereby certify that on May 04, 2017, the Commission decided
by a vote of 5-0 to take the following actions in AF 3169:

1. Adopt the Reviewing Officer recommendation for AF# 3169 involving Frazier for Colorado Inc. and Travis Martinez, in his official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 3169 that Frazier for Colorado Inc. and Travis Martinez, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$321 civil money penalty (reduced from the RTB civil money penalty of \$8,885).
3. Send the appropriate letter.

Commissioners Goodman, Hunter, Petersen, Walther and Weintraub voted affirmatively for the decision.

Attest:

May 4, 2017
Date

Dayna C. Brown
Dayna C. Brown
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 9, 2017

Travis Martinez
Frazier for Colorado Inc.
1550 Larimer St., Suite 229
Denver, CO 80202

C00593103
AF#: 3169

Dear Mr. Martinez:

On December 9, 2016, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Frazier for Colorado Inc. and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to file the 2016 October Quarterly Report. By letter dated December 9, 2016, the Commission sent notification of the RTB finding that included a civil money penalty calculated at RTB of \$8,885 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On January 23, 2017, the Office of Administrative Review received your written response challenging the RTB finding.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and your written response. Based on this review, the Reviewing Officer recommended that the Commission reduce the RTB civil money penalty because it was calculated using an estimated level of activity, make a final determination that Frazier for Colorado Inc. and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a), and based on the actual level of activity disclosed on the 2016 October Quarterly Report filed December 27, 2016 (\$1,979), assess a civil money penalty in the amount of \$321 in accordance with 11 C.F.R. § 111.43. The Reviewing Officer Recommendation was sent to you on March 23, 2017.

On May 4, 2017, the Commission adopted the Reviewing Officer's recommendation and made a final determination that Frazier for Colorado Inc. and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a), and based on the level of activity disclosed on the 2016 October Quarterly Report (\$1,979), assessed a civil money penalty in the amount of \$321 (reduced from the RTB civil money penalty of \$8,885). It is based on the same factors used to calculate the civil money penalty at RTB except that the actual rather than the estimated level of activity was used. A copy of the Final Determination Recommendation is attached.

At this juncture, the following courses of action are available to you:

1. If You Choose to Appeal the Final Determination and/or Civil Money Penalty

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the U.S. District Court for the district in which the committee or you reside, or transact business, requesting that the final determination be modified or set aside. See 52 U.S.C. § 30109(a)(4)(C)(iii). Your failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 52 U.S.C. § 30109. 11 CFR § 111.38.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Appeal

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 *et seq.* If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact you to request payment. Treasury currently charges a fee of 28% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

Actions which may be taken to enforce recovery of a delinquent debt by Treasury may also include: (1) offset of any payments, which the debtor is due, including tax refunds and salary; (2) referral of the debt to agency counsel for litigation; (3) reporting of the debt to a credit bureau; (4) administrative wage garnishment; and (5) reporting of the debt, if discharged, to the IRS as potential taxable income. In addition, under the provisions of DCIA and other statutes applicable to the FEC, the debtor may be subject to the assessment of other statutory interest, penalties, and administrative costs.

In accordance with the DCIA, at your request, the agency will offer you the opportunity to inspect and copy records relating to the debt, the opportunity for a review of the debt, and the opportunity to enter into a written repayment agreement.

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the civil money penalty, follow the payment instructions on page 4 of this letter. You should make payment within thirty (30) days of receipt of this letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assessed upon making a final determination.

5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assessed upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

The confidentiality provisions at 52 U.S.C. § 30109(a)(12) no longer apply and this matter is now public. Pursuant to 11 C.F.R. §§ 111.42(b) and 111.20(c), the file will be placed on the public record within 30 days from the date of this notification.

If you have any questions regarding the payment of the civil money penalty, please contact Rhiannon Magruder on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Steven T. Walther
Chairman

ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the civil money penalty is \$321 for the 2016 October Quarterly Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission
PO Box 979058
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTs). Your account will be electronically debited for the amount on the check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Frazier for Colorado Inc.

FEC ID#: C00593103

AF#: 3169

PAYMENT AMOUNT DUE: \$321

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 3169

1-800-N-1-1111